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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/750,895	01/05/2004	Hoon Kang	1349.1338	2089

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EXAMINER

JOERGER, KAITLIN S

ART UNIT PAPER NUMBER

3653

DATE MAILED: 03/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/750,895

Applicant(s)

KANG, HOON

Examiner

Kaitlin S. Joerger

Art Unit

3653

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 28 December 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-26 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-9, 13-20, 25 and 26 is/are rejected.
- 7) ☐ Claim(s) 10-12 and 21-24 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1- 9 13-20, 25, and 26 are rejected under 35 U.S.C. 102(b) as being anticipated by Hiroi et al.

Hiroi et al. teaches a paper feeding apparatus comprising: a frame, a paper feed unit above the frame with a pickup roller, 14, an active paper separator, 21, rotatable in an anti-feeding direction so as to rub the leading ends of the sheets and thereby separate and feed the sheet one at a time, see figure 6B. The separator includes a rubber friction belt and a driving part, including first and second pulleys, see figure 6B. The first pulley is rotatable on a driving axis and the second pulley is rotatable on a supporting axis. The belt pulleys have widths greater than the width of the friction belt, see figure 4A.

The friction belt of Hiroi et al. is also swingable between a first and second position so as to yield a friction force to the leading ends of the sheets picked up by the pickup roller, see column 10, lines 63+. He further teaches separating plates, 5, at an angle, which is about the same as the paper-entering angle, at an inclined surface of the lower part in the paper feeding direction of the frame, see column 8, lines 64+.

Figures 3 and 4A of Hiroi show that there are at least five rollers, and column 6 lines 57+ states that the rollers are made of rubber. It is inherent that rubber rollers will have fine projections, it is an inherent quality in a friction surface.

Allowable Subject Matter

Claims 10-12, and 21-24 objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

The following is an examiner's statement of reasons for allowance: Claim 10 claims a tension adjusting roller in contact with the friction belt. The Hiroi reference does not teach such a feature, nor would it have been obvious to combine such a feature with the teachings of the Hiroi reference.

Claims 11, 21, and 23 claim a driving gear that projects from the lower part of the frame and connects to the driving source through a gear train. The examiner could not find a reference that taught a driving gear projecting from the lower part of a frame of a paper stacker, and therefore claims 11, 21, and 23 contain allowable subject matter.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Response to Arguments


Applicant's arguments filed 28 December 2006 have been fully considered but they are not persuasive. The applicant argues that the Hiroi reference does not teach a paper separator that contacts the leading ends of the sheets. The applicant's attention is drawn to Figure 6B of the Hiroi reference, which shows the leading ends of the sheet being fed against and contacted by the active paper separator. By placing the separator 21 at an angle, the leading ends are forced to contact the separator, therefore, the examiner contends that the reference does teach all of the features of claims 1-9

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kaitlin S. Joerger whose telephone number is 571-272-6938. The examiner can normally be reached on Monday - Friday 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eileen Lillis can be reached on 571-272-6928. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ksj


EILEEN D. LILLIS
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600

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A handwritten signature in black ink, appearing to be 'P. M.' or similar, written in a cursive style.

16 March 2006